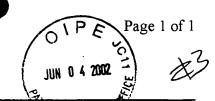


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### United States Patent and Trademark Office

ER FOR PATENTS UNITED STATES FATENDENS TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/007,339

10/26/2001

Petr Peterka

018926-006520US

**CONFIRMATION NO. 3222** 

20350 TOWNSEND AND TOWNSEND AND CREW, LLP TWO EMBARCADERO CENTER **EIGHTH FLOOR** SAN FRANCISCO, CA 94111-3834

**FORMALITIES LETTER** \*OC000000007247394\*

Date Mailed: 12/31/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$84.
  - \$84 for 5 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 214.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/06/2002 SMINASSI 00000037 201430

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Please type a plus sign		_	, U.S	<ol><li>Patent and Trademark</li></ol>	Office: U.S.	PTO/SB/21 (08f00) ugh 10/31/2002. OMB 0651-003/ DEPARTMENT OF COMMEDCE	
Under the Paperwork R	eduction Act of 1995, no	persons are re	quired to res	pond to a collection of infor	nation unless it	displays a valid OMB control number.	
O P FRANCISTAL			Application Number		10/007,339		
TRANSMITTAL			Filing C	Date	October 2	26, 2001	
JUN 0 4 2002 🗒 FORM			First Named Inventor		Peterka,	Petr	
(to be used fold) correspondence after initial filing)			Group	Group Art Unit 2131			
TRADEMINITE TRADEMINITE			Examin	er Name			
Total Number of Pages in This Submission 16			Attorne	y Docket Number	018926-0	006520US	
		ENCL	OSURES	check all that apply)			
Fee Transmittal Fe	orm		ment Pape Application)		After Allowance Communication to Group		
Fee Attached		☐ Drawin	ng(s)			al Communication to Board of als and Interferences	
Amendment / Res	sponse	Licensi	ing-related	l Papers		al Communication to Group al Notice, Brief, Reply Brief)	
After Final	After Final			Slip (PTO/SB/69) ng Petition	Propri	etary Information	
Affidavits/dec	Affidavits/declaration(s)		Petition to Convert to a Provisional Application		Status	Letter	
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence Address			r Enclosure(s) e identify below):		
Constant Respect		Terminal Disclaimer		Return Po	ostcard		
Express Abandon	Express Abandonment Request		Request for Refund		Declaration	on w/Application Data Sheet	
Information Disclo	sure Statement	CD, Number of CD(s)		<u> </u>			
Certified Copy of Document(s)	Priority	Rema	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.				
Response to Miss Incomplete Applic							
	Response to Missing Parts under 37 CFR 1.52 or 1.53						
	SIGNA	TURE OF	APPLICA	NT, ATTORNEY, O	R AGENT		
Firm and	Firm Townsend and Townsend and Crew LLP						
Individual name William F. Vobach Reg. No. 39,411							
Signature William F. Volach							
Date May 24, 2002							
CERTIFICATE OF MAILING							
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:  May 24, 2002							
Typed or printed name	e Kay Barday	. 1		2			
Signature	1 Val	15	1000	111	Date	May 24, 2002	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. DE 7071723 v1

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Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TO AMOUNT OF ED	\	Complete if Known				
FEE TRANSMITTAL	Application	Optication Number 10/007,339				
for FY 2002 JUN 0 4 20002  Patent fees are subject to annual revisions.	ng Date	October 26, 2001				
Vis de	First Name	d Invento	r Peterk	a. Petr		
Applicant claims small entity status. See 37 CFR DEMARK	Examiner					
	Group Art	Unit	2131		— <i>)</i>	
TOTAL AMOUNT OF PAYMENT (\$) 1134	Attorney D	rney Docket No. 018926-006520US				
METHOD OF PAYMENT (check all that apply)			····	FEE CALCULATION (continued)		
Check Credit Card MoneyOrder Other None	3. AI	DITIONAL		LE GASGEATTON (GOALINGS)		
		Entity	Small Ent		Fee	
Deposit Account:  Deposit	Fee Code	Fee (\$)	Fee Fee Code (\$)	* Fee Description	ree Paid	
Account 20-1430	105	130	205 65	Surcharge - late filing fee or oath	130	
Number	127	50	227 25	Surcharge - late provisional filing fee o cover sheet.	r	
Deposit Townsend and Townsend and	139	130	139 130	Non-English specification		
Name Crew LLP	147	2,520	147 2,5	20 For filing a request for reexamination		
The Commissioner is authorized to: (check all that apply)  Charge fee(s) indicated below  Credit any overpayments	112	920*	112 92	Requesting publication of SIR prior to Examiner action		
Charge any additional fee(s) during the pendency of this application	113	1,840*	113 1,8	Requesting publication of SIR after Examiner action		
Charge fee(s) indicated below, except for the filing fee	115	110	215 55	Extension for reply within first month		
to the above-identified deposit account.	116	400	216 20	Extension for reply within second mon	th .	
FEE CALCULATION	117	920	217 46	0 Extension for reply within third month	920	
1. BASIC FILING FEE	118	1,440	218 72	Extension for reply within fourth month		
Large Entity Small Entity Fee Fee Fee Fee Fee Description	128	1,960	228 98	Extension for reply within fifth month		
Fee Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	119	320	219 16	Notice of Appeal		
101 740 201 370 Utility filing fee	120	320	220 16	Filing a brief in support of an appeal		
106 330 206 165 Design filing fee	121	280	221 14	Request for oral hearing		
107 510 207 255 Plant filing fee	138	1,510	138 1,5	Petition to institute a public use proceeding		
108 740 208 370 Reissue filing fee	140	110	240 55	Petition to revive – unavoidable		
114 160 214 80 Provisional filing fee	141	1,280	241 64	Petition to revive – unintentional		
SUBTOTAL (1) (\$)	142	1,280	242 64	Utility issue fee (or reissue)		
	143	460	243 23	Design issue fee		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	144	620	244 310	Plant issue fee		

			Extra Clair	ms below	Fee Paid		
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Independ Claims	ent 8	-7**	= 1	X \$84	= \$8		
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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	<u>on</u>		
103	18	203	9	Claims in exces	ss of 20		
102	84	202	42	Independent cla	aims in excess of 3		
104	280	204	140	Multiple dependent claim, if not pai			
109	84	209	42	** Reissue independent claims ove original patent			
110	18	210	9	** Reissue claims in excess of 20 and over original patent			
		•	SUBTOTA	L (2) (\$)84			

\*\*or number previously paid, if greater; For Reissues, see above

ee	Fee Fee	Fee	Entity Fee	Fee Description			
Code	(\$)	Code	(\$)	•	Paid		
105	130	205	65	Surcharge - late filing fee or oath	130		
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.			
139	130	139	130	Non-English specification	L		
147	2,520	147	2,520	For filing a request for reexamination			
112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
115	110	215	55	Extension for reply within first month			
116	400	216	200	Extension for reply within second month			
117	920	217	460	Extension for reply within third month	920		
118	1,440	218	720	Extension for reply within fourth month			
128	1,960	228	980	Extension for reply within fifth month			
119	320	219	160	Notice of Appeal			
120	320	220	160	Filing a brief in support of an appeal			
121	280	221	140	Request for oral hearing			
138	1,510	138	1,510	Petition to institute a public use proceeding			
140	110	240	55	Petition to revive – unavoidable			
141	1,280	241	640	Petition to revive – unintentional			
142	1,280	242	640	Utility issue fee (or reissue)			
143	460	243	230	Design issue fee			
144	620	244	310	Plant issue fee			
122	130	122	130	Petitions to the Commissioner			
123	50	123	50	Petitions related to provisional applications			
126	180	126	180	Submission of Information Disclosure Stmt			
581	40	581	40	Recording each patent assignment per property (times number of properties)			
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))			
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))			
179	740	279	370	Request for Continued Examination (RCE)			
169	900	169	900	Request for expedited examination of a design application			
Other	fee (speci	fy)		***************************************			

SUBMITTED BY					Complete (if applicable)	
Name (Print/Type)	William F. Vobach	Registration No. (Attorney/Agent)	39,411	Telephone	303-571-4000	
Signature	Willin J.	Valuel		Date	May 24, 2002	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Attorney Docket No.: 018926-006520US

Client Reference No.: D2568

**Assistant Commissioner for Patents** 

Attn: Box Missing Parts Washington, D.C. 20231

TOWNSEND and TOWNSEND and CREW LL

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

Art Unit:

**PARTS** 

2131

RESPONSE TO NOTICE OF MISSING

TRANSMITTAL LETTER -

In re application of:

Petr Peterka Paul Moroney Eric Sprunk Alexander Medvinsky

Application No.: 10/007,339

Filed: October 26, 2001

For: INITIAL VIEWING PERIOD FOR SCALABLE AUTHORIZATION OF STREAMING MULTIMEDIA

CONTENT

Attn: Box Missing Parts

**Assistant Commissioner for Patents** 

Washington, D.C. 20231

Sir:

Pursuant to the Notice to File Missing Parts of Nonprovisional Application, dated December 31, 2001, enclosed are the following to be made of record in the aboveidentified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b)
- 3) Petition to Extend Time
- 4) Copy of Notice of Missing Parts

Petr Peterka Paul Moroney Eric Sprunk

Alexander Medvinsky Application No.: 10/007,339

Page 2



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PATENT

Please charge Deposit Account No. 20-1430 for the following fees:

(a) Excess Claims Fees (§ 1.16(b), (c)):

8 - 7 = 0

x \$84.00 =

\$84.00

(b) Missing Parts Surcharge

\$130.00

TOTAL FEES TO BE CHARGED

\$214.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 20-1430. This Transmittal Letter is submitted in triplicate.

Respectfully submitted,

Willia Fo Volack

William F. Vobach Reg. No. 39,411

Customer No. 20350

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8<sup>th</sup> Floor San Francisco, California 94111-3834

Tel: 303-571-4000 Fax: 415 576-0300

WFV:klb

DE 7071713 v1